

Appl. No. 10/065,463
Amdt. dated May 17, 2005
Filed with Request For Continued Examination of May 17, 2005

REMARKS/ARGUMENTS

In the specification, new paragraph [0000.1] added before paragraph [0001] includes a benefit claim to a prior provisional application.

Applicant notes that a benefit claim to the prior provisional application was properly included in a Declaration filed on February 24, 2003. Furthermore, the benefit claim was recognized by the Office as shown by its inclusion on filing receipt dated March 3, 2003. Therefore, Applicant submits that pursuant to MPEP 201.11(III)(D), such claim may be corrected without petition under 37 C.F.R. 1.78(a) or surcharge under 37 C.F.R. 1.17(t) even though the benefit claim was not included in the manner specified by 37 C.F.R. 1.78(a).

Should the Examiner have any questions, please contact the undersigned at (800) 445-3460. The Commissioner is hereby authorized to charge any fees associated with this communication or credit any overpayment to Deposit Account No. 19-0522.

Respectfully submitted,

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By: _____



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